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Previous References. (Legis)

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Later References.

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GENERAL AND REVENUE SECRETARIAT.

Serial Nos. One only

Part B for August 1940

SUBJECT.

Action under rule 26 (1)(d) of the Defence of India Rules

Action under rule 26(1)(d) of the Defence of India Rules.

General and Revenue Secretariat | File No. of 194 | [App. F. III-2

Serial No.

From

The Secretary to the Hon'ble the Resident

Confidential letter no 7.35/1940 dated 11th July 1940 re action taken under the defence of India Rules against Raja Jai Prithvi Bahadur Singh and requesting views of this government re passing a similar order

It is stated that the gentleman has been directed to remain within the C.& M. Station limits by an order of the Crown Representative under rule 26 (1)(d) of the Defence of India Rules. As he now wants permission t visit friends in Bangalore City, and as an extension o the Order of the Crown Representative to include City limits would be ultra vires, it is suggested that this Government may pass an order requiring him to reside within a specified area and a provision be added that remaining in C.& M. Station would be deemed to be remaining within such specified area.

It is submitted that just as an extension of the existing Order would be ultra vires, similarly any Order passed by us would be ineffective in the C.& M. Station. Assuming that we pass an Order as suggested the present Order of the Crown Representative will hav to be revoked, if the gentleman can visit the City. In such a case, there would be only our Order restraining his freedom and as ~~pointed~~ omitted already, it will be of no validity there.

But as it is not likely that the gentleman will transgress directions contained in an Order made by us and as it is open to the Residency to pass other Orders if

CB. 253

Action under rule 26 (1) (d) of the Defence of India Rules, as effected in Mysore

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he should break any directions contained in our Order, we may perhaps agree to make an order of the kind suggested by the Residency.

The Residency will however be requested to intimate to the Inspector General of Police in Mysore the dates and hour when visits by the gentleman to the City may be expected, and copies of the correspondence will be sent to the I.G.P. for information and necessary action. A

The Residency will also be requested to co-operate with us in seeing that our Order is adhered to by the gentleman. B.

They will be further informed that the responsibility of securing compliance with such Order of ours as long as he resides in the C.& M. Station should be entirely theirs. C

Submitted for orders.

17 JUL. 1940 GOVT. OF MYSORE

1st member
Dewan.

There seems to be no objection to the issue of the order suggested, the point being that the individual cannot go from Cantonment to Bangalore City and Bulletin Police authorities promptly through the Bangalore district.

Thus the area specified in the order might be the area which lies within the outer boundary of the Bangalore district?

A, B & C are perhaps unnecessary

1st member

Action under rule 26 (1)(d) of the Defence of India Rules 253

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Serial No.

A draft to the Residency and a draft Order are put up.
In the draft order, as to the limit is fixed as the Bangalore District and this is made to include the C & M Station, on the suggestion of the Residency. In the expression "defence of British India" has been changed to "defence of India" since India will include British India C & M Station and Mysore.
Submitted for order.

DNE 24.7.40

Appd MK 24/7

CHIEF SECY. 24 JUL 1940 GOVT. OF MYSORE.

OFFICE OF THE FIRST MEMBER OF COUNCIL AUG 1 1940 No. 417--

Issued P555 dated 25th July 1940 to the Residency

From

The Secretary to the Hon'ble the Resident

Confidential letter no 7.35/1940 dated 31st July 1940

stating that they agree to the order being passed as in the draft.

The Residency have stated that the draft Order is in order. If approved it will be issued, and sent to the Residency for being served on the gentleman. A copy of the Order will be sent to the I.G. of Police also. & Dy. Bangalore

Submitted for orders with two drafts.

DNE 1.8.40

MK 1.8.40

1st member

Dewan)

DNE 2/8/40

DNE 2-8-40 MK 2/8

Issued order no P 941-Legis 2-40-15 dated 10.8.40.

letter no P 943 dated 10.8.40 to the Residency

letter no P 944-5 dated 10.8.40 to the I.G. of Police and D.M. Bangal

1326 940

Appeal against Raja Jai Sridhar Bahadur Singh

File No. of 194 | General and Revenue Secretariat

Serial No.

From

The Secretary to the Hon'ble the Resident

No. 735/1940 dated 23rd August 1940

forwarding duplicate copy of order with acknowledgement.

The order issued by us under rule 26 against Rai Nemai has been served on him and the duplicate is now returned with his acknowledgement.

Submitted for perusal.

Sd/-

2618

Confidential No.F.35/1940.

From The Secretary to the Resident in Mysore,
Bangalore.

To The Chief Secretary to the Government of Myso
Bangalore.

Dated, Bangalore, 11th July 1940.

Subject:- Action taken under the Defence of Ir
Rules against Raja Jai Prithvi Bahadur
Singh.

Sir,

I am directed to say that under an order pas
by His Excellency the Crown Representative under the
Defence of India Rules (copy enclosed), Raja Jai Prit
Bahadur Singh was directed to remain within the limit
of the Civil and Military Station, Bangalore. The Ra
has now requested the Resident to grant him permissio
to visit his friends in Bangalore City limits. As an
extension of the existing order would make it ultra v
of Defence of India Rule 26(1) as in force in the Sta
it has been suggested that the Government of Mysore may
be requested to pass an order under their rule correspond-
ing to Defence of India Rule 26 (1)(d) requiring the Raja
to remain in a local area in the Mysore State e.g.
Bangalore District. The State order could, for the
avoidance of doubt, provide that remaining in the Civil
and Military Station would be deemed to be remaining
within the specified local area. The Resident will be
glad to have the views of the Government of Mysore.

I have the honour to be,
Sir,
Your obedient servant,

Secretary to ~~the Resident~~.

No.F.66-W/39.

POLITICAL DEPARTMENT

Simla, the 10th M... 194

O R D E R.

Whereas the Crown Representative is satisfied respect to the person known as Raja Jai Prithvi Bahac Singh, resident in the Civil and Military Station of Bangalore, that, with a view to preventing him from a in a manner prejudicial to the efficient prosecution war, to the defence of British India and the Adminis Areas, or to public order, it is necessary to make th following order:-

Now, therefore, in exercise of the powers conf... by sub-clause (d) of sub-rule (1) of rule 26 of the Defe of India Rules, as applied to certain Administered Areas the Political Department Notification No. 6-W., dated th 3rd September, 1939, the Crown Representative is pleased direct that the said Raja Jai Prithvi Bahadur Singh shal remain within the limits of the said Station.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

CONFIDENTIAL.
No. P555/Genl/

Dated, Bangalore. 25th July 1940.

From

The/ Chief *Secretary to the Government of His Highness the Maharaja of Mysore*

To

The Secretary to the Hon'ble the Resident in Mysore.

Sir,

Subject:- Action taken under the Defence of India Rules against Raja Jai Prithvi Bahadur Singh.

With reference to your letter No.F.35/1940 dated 11th July 1940, on the above subject, I am directed to state that Government have no objection to pass an order under rule 26 (1) (d) of th Defence of India Rules, as applied to Mysore, as suggested in letter. The draft of an order that is proposed to be issued i this behalf is sent herewith for favour of remarks, if any

I have the honour to be,

Sir,

Your most obedient servant,

24/7

Chief Secretary to Government

Whereasthe Government of His Highness
he Maharaja are satisfied with respect
o the person known as Raja Jai Prithvi
ahadur,Singh, resident in the Civil and
ilitary Station of Bangalore, that, with
view to preventing him from acting in a
anner prejudicial to the defence of India,
he public safety, the maintenance of public
rder or the ~~official~~ efficient prosecution of the War
t is necessary to make the following order:

Now therefore in exercise of the powers
onferred by sub-clause (d) of sub-rule
1) of rule 26 of the Defence of India
ules, as applied to Mysore, the Government
re pleased to direct that the said Raja Jai
rithvi Bahadur Singh shall remain within
he limits of the Bangalore District, which
imits shall, for the purpose of this Order
e deemed to include the Civil and Military

Confidential. No.F.35/1940.

From The Secretary to the Resident in Mysore,
Bangalore.

To The Chief Secretary to the Government of
His Highness the Maharaja of Mysore.

Dated, Bangalore, 31st July 194

Subject:- Action taken under the Defence of India Rules against Raja Jai Prithvi Bahadur Singh.

Sir,

With reference to your letter No.P.555, dated the 25th July 1940, I am directed to say that the Hon'ble the Resident is agreeable to the order being issued as in the draft forwarded.

I have the honour to be,
Sir,
Your obedient servant,

Ag. Secretary to the Resident in Mysore.

Draft)

SECRET

The Inspector General of Police in
Mysore. Bangalore.

Sir,

Action taken under the Defence of
India Rules against Raja Jai Prithvi
Bahadur Singh.

I am directed to forward herewith copy of an Order issued by the Government against Raja Jai Prithvi Bahadur Singhounder the Defence of India Rules, as applied to Mysore at the request of the Residency. The Origina has been forwarded to the Residency for being got served on the gentleman.

Draft)

SECRET

The Secretary to the Hon'ble the
Resident in Mysore, Bangalore.

Action taken under the Defence of
Rules against Raja Jai Prithvi
Bahadur Singh.

Sir,

I am directed to acknowledge the receipt of your Confidential letter No.F.35/1940 dated 31st July 1940 on the above subject, and to forward herewith the Order in original together with a copy. I am to request that kindly got the original Order may be served on Raja Jai Prithvi Bahadur Singh and the duplicate returned to this office.

I have etc.,

Chief Secretary to Govt.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

SECRET.

Dated, Bangalore, 10th August 1940.

D. P.9431 Sec

The Secretary to the Government of His Highness the Maharaja of Mysore.

The Secretary to the Hon'ble the Resident in Mysore.

Sir,

Subject: Action taken under the Defence of India Rule against Raja Jai Prithvi Bahadur Singh.

I am directed to acknowledge the receipt of your Confidential letter No.F.35/1940 dated 31st July 1940 on the above subject, and to forward herewith the order in original togeth with a copy. I am to request that the original Order may be kindly got served on Raja Jai Prithvi Bahadur Singh and the du cate returned to this office.

I have the honour to be,

Sir,

Your most obedient servan

10/8

for CHIEF SECRETARY TO GOVERNMENT.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA
OF MYSORE.

No.P. 941/Legis 2-40-15. General and Revenue Secretariat,
Bangalore, dated, the 10th August

O R D E R.

Whereas the Government of His Highness the Maharaja are satisfied with respect to the person known as Raja Jai Prithvi Bahadur Singh, resident in the Civil and Military Station of Bangalore, that, with a view to preventing him from acting in a manner prejudicial to the defence of India, the public safety, the maintenance of public order or the efficient prosecution of the War; it is necessary to make the following order:-

Now therefore in exercise of the powers conferred by sub-clause (d) of sub-rule (1) of rule 26 of the Defence of India Rules, as applied to Mysore, the Government are pleased to direct that the said Raja Jai Prithvi Bahadur Singh shall remain within the limits of the Bangalore District, which limits, shall, for the purpose of this order be deemed to include the Civil and Military Station of Bangalore.

Sd/- B.T.Keshavaiengar.

Chief Secretary to Government.

(c o p y)

M. K. Varadaraja Iyer

For CHIEF SECRETARY TO GOVERNMENT.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. P. 944-5 / Cnl 1

Dated, Bangalore, 10th August 1940.

From

The Chief Secretary to the Government of His Highnes the Maharaja of Mysore.

To

The 9 & 10 Nov Dun Banglore

Sir,

Subject: Action taken under the Defence of India Rules against Raja Jai Prithvi Bahadur Singh.

I am directed to forward herewith copy of an Order issued by the Government against Raja Jai Prithvi Bahadur Singh under the Defence of India Rules, as applied to Mysore, a t the request of the Residency. The Original has been forwarded to the Residency for being got served on the gentleman.

I have the honour to be,

Sir,

Your most obedient servant,

10/8

Chief Secretary to Government

The Secretary to the Resident in Mysore.

The Chief Secretary to the Government of Mysore. Bangalore.

Dated, Bangalore, 23rd August 194(

Subject:- 3/8 Action taken under Defence of India Rule against Raja Jai Prithvi Bahadur Singh.

Sir,

I am directed to refer to your letter No.P. 945, dated the 10th August 1940, and to say that the order has been served on Raja Jai Prithvi Bahadur Singh. I enclose the duplicate copy of the order, containing his acknowledgment.

I have the honour to be,

Sir,

Your obedient servant,

for Secretary to the Resident in Mysore.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA
OF MYSORE

No.P. 941/Legis 2-40-15. General and Revenue Secretariat,
Bangalore, dated, the 10th August 1940

Whereas the Government of His Highness the Maharaja are satisfied with respect to the person known as Raja Jai Prithvi Bahadur Singh, resident in the Civil and Military Station of Bangalore, that, with a view to preventing him from acting in a manner prejudicial to the defence of India, the public safety, the maintenance of public order or the efficient prosecution of the War it is necessary to make the following order:-

Now therefore in exercise of the powers conferred by sub-clause (d) of sub-rule (1) of rule 26 of the Defence of India Rules, as applied to Mysore, the Government are pleased to direct that the said Raja Jai Prithvi Bahadur Singh shall remain within the limits of the Bangalore District, which limits, shall, for the purpose of this order be deemed to include the Civil and Military Station of Bangalore.

Sd/- B.T.Kesavaiengar.

Chief Secretary to Government.

c o p y)

M.K. Haradaraju

or CHIEF SECRETARY TO GOVERNMENT.